

(b) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term “appropriate committees of Congress” means—

(1) the Committee on Armed Services, the Committee on Foreign Relations, the Select Committee on Intelligence, and the Committee on Banking, Housing, and Urban Affairs of the Senate; and

(2) the Committee on Armed Services, the Committee on Foreign Affairs, the Permanent Select Committee on Intelligence, and the Committee on Financial Services of the House of Representatives.

**SA 4522.** Mr. PETERS submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . DEPARTMENT OF HOMELAND SECURITY OTHER TRANSACTION AUTHORITY.**

Section 831 of the Homeland Security Act of 2002 (6 U.S.C. 391) is amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by striking “September 30, 2017” and inserting “September 30, 2024”; and

(B) by amending paragraph (2) to read as follows:

“(2) PROTOTYPE PROJECTS.—The Secretary—

“(A) may under the authority of paragraph (1), carry out prototype projects under section 2371b of title 10, United States Code; and

“(B) in applying the authorities of such section 2371b, shall perform the functions of the Secretary of Defense as prescribed in such section.”;

(2) in subsection (c)(1), in the matter preceding subparagraph (A), by striking “September 30, 2017” and inserting “September 30, 2024”; and

(3) in subsection (d), by striking “section 845(e)” and all that follows and inserting “section 2371b(e) of title 10, United States Code.”.

**SA 4523.** Ms. SINEMA (for herself and Mr. BOOZMAN) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . RECREATION PASSES.**

Section 805 of the Federal Lands Recreation Enhancement Act (Public Law 108-447; 118 Stat. 3385; 16 U.S.C. 6804) is amended—

(1) in subsection (a)(4), by striking “age and disability discounted” and inserting “age discount and lifetime”; and

(2) in subsection (b)—

(A) in the heading, by striking “DISCOUNTED” and inserting “FREE AND DISCOUNTED”;

(B) in paragraph (2)—

(i) in the heading, by striking “DISABILITY DISCOUNT” and inserting “LIFETIME PASSES”; and

(ii) by striking subparagraph (B) and inserting the following:

“(B) Any veteran who provides adequate proof of military service as determined by the Secretary.

“(C) Any member of a Gold Star Family who meets the eligibility requirements of section 3.2 of Department of Defense Instruction 1348.36 (or a successor instruction).”;

(C) in paragraph (3)—

(i) in the heading, by striking “GOLD STAR FAMILIES PARKS PASS” and inserting “ANNUAL PASSES”; and

(ii) by striking “members of” and all that follows through the end of the sentence and inserting “members of the uniformed services and their dependents who provide adequate proof of eligibility for such pass as determined by the Secretary.”.

**SA 4524.** Mr. OSSOFF submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . REPORT BY SECRETARY OF THE NAVY ON UNMANNED UNDERSEA VEHICLES.**

Not later than June 30, 2022, the Secretary of the Navy shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report that includes the following:

(1) Detailed plans of the Navy for basing Navy unmanned undersea vehicles and planned or potential unmanned undersea vehicle squadrons, including the infrastructure, personnel, and logistical requirements for the testing, evaluation, docking, and maintenance of such vehicles.

(2) An examination of the merits of locating the vehicles and squadrons described in paragraph (1) at sites undergoing retrofitting, renovation, and upgrades in support of the transition from Ohio-class submarines to Columbia-class submarines.

**SA 4525.** Mr. SCHATZ submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . RIGHTS FOR THE TSA WORKFORCE.**

(a) DEFINITIONS.—In this section—

(1) the term “2019 Determination” means the publication entitled “Determination on Transportation Security Officers and Collective Bargaining”, issued on July 13, 2019, by Administrator David P. Pekoske;

(2) the term “adjusted basic pay” means—

(A) the rate of pay fixed by law or administrative action for a position occupied by a covered employee, before any deductions; and

(B) any regular, fixed supplemental payment for non-overtime hours of work creditable as basic pay for retirement purposes, including any applicable locality payment and any special rate supplement;

(3) the term “Administrator” means the Administrator of the Transportation Security Administration;

(4) the term “conversion date” means the date on which subparagraphs (A) through (D) of subsection (b)(3) take effect;

(5) the term “covered employee” means an employee who occupies a covered position;

(6) the term “covered position” means a position within the Transportation Security Administration;

(7) the term “employee” has the meaning given the term in section 2105 of title 5, United States Code, which shall be determined without regard to any provision of law cited in paragraph (9);

(8) the term “Secretary” means the Secretary of Homeland Security; and

(9) the term “TSA personnel management system” means any personnel management system established or modified under—

(A) section 111(d) of the Aviation and Transportation Security Act (49 U.S.C. 44935 note); or

(B) section 114(n) of title 49, United States Code.

(b) CONVERSION OF TSA PERSONNEL.—

(1) RESTRICTIONS ON CERTAIN PERSONNEL AUTHORITIES.—Notwithstanding any other provision of law, effective as of the date of enactment of this Act—

(A) any TSA personnel management system in use for covered employees and covered positions on the day before that date of enactment, and any Transportation Security Administration personnel management policy, letters, guideline, or directive in effect on that day, may not be modified;

(B) no Transportation Security Administration personnel management policy, letter, guideline, or directive that was not established before that date issued under section 111(d) of the Aviation and Transportation Security Act (49 U.S.C. 44935 note) or section 114(n) of title 49, United States Code, may be established; and

(C) any authority to establish or adjust a human resources management system under chapter 97 of title 5, United States Code, shall terminate with respect to covered employees and covered positions.

(2) PERSONNEL AUTHORITIES DURING TRANSITION PERIOD.—Any TSA personnel management system in use for covered employees and covered positions on the day before the date of enactment of this Act and any Transportation Security Administration personnel management policy, letter, guideline, or directive in effect on the day before the date of enactment of this Act shall remain in effect until the effective date under paragraph (3).

(3) TRANSITION TO GENERAL PERSONNEL MANAGEMENT SYSTEM APPLICABLE TO CIVIL SERVICE EMPLOYEES.—Effective as of a date determined by the Secretary, but in no event later than 180 days after the date of enactment of this Act—

(A) each provision of law cited in subsection (a)(9) is repealed;

(B) any Transportation Security Administration personnel management policy, letter, guideline, or directive, including the 2019 Determination, shall cease to be effective;

(C) any human resources management system established or adjusted under chapter 97 of title 5, United States Code, with respect to covered employees or covered positions shall cease to be effective; and

(D) covered employees and covered positions shall be subject to the provisions of title 5, United States Code.

(4) **SAFEGUARDS ON GRIEVANCES.**—In carrying out this section, the Secretary shall take such actions as are necessary to provide an opportunity to each covered employee with a grievance or disciplinary action (including an adverse action) pending within the Transportation Security Administration on the date of enactment of this Act, or at any time during the transition period described in paragraph (3), to have that grievance removed to proceedings pursuant to title 5, United States Code, or continued within the Administration.

(c) **TRANSITION RULES.**—

(1) **NONREDUCTION IN PAY AND COMPENSATION.**—

(A) **IN GENERAL.**—Subject to subparagraph (B), under pay conversion rules as the Secretary may prescribe to carry out this section, a covered employee converted from a TSA personnel management system to the provisions of title 5, United States Code, under subsection (b)(3)(D) shall not be subject to any reduction in the rate of adjusted basic pay payable, or total compensation provided, to that covered employee.

(B) **FEDERAL AIR MARSHAL SERVICE.**—An employee of the Federal Air Marshal Service converted from a TSA personnel management system to the provisions of title 5, United States Code, under subsection (b)(3)(D) shall be converted such that the rate of adjusted basic pay payable to the employee is not less than that rate for a position at GS-13 of the General Schedule.

(2) **PRESERVATION OF OTHER RIGHTS.**—With respect to each covered employee, as of the conversion date, the Secretary shall take any actions necessary to ensure that—

(A) any annual leave, sick leave, or other paid leave accrued, accumulated, or otherwise available to the covered employee, as of the day before the conversion date, shall remain available to the covered employee until used; and

(B) the Government share of any premiums or other periodic charges under chapter 89 of title 5, United States Code, governing group health insurance shall be paid in an amount that is not less than the amount paid for those premiums and other periodic charges, as of the day before the conversion date.

(3) **GAO STUDY ON TSA PAY RATES.**—Not later than 270 days after the date of enactment of this Act, the Comptroller General of the United States shall submit to Congress a report on the differences in rates of pay, classified by pay system, between Transportation Security Administration employees—

(A) with duty stations in the contiguous 48 States; and

(B) with duty stations outside of the States described in subparagraph (A), including those employees located in any territory or possession of the United States.

(4) **RULE OF CONSTRUCTION.**—During the transition period described in subsection (b)(3), and after the conversion date, the Secretary shall ensure that the Transportation Security Administration continues to prevent the appointment of individuals who have been convicted of a sex crime, an offense involving a minor, a crime of violence, or terrorism.

(d) **CONSULTATION REQUIREMENT.**—

(1) **EXCLUSIVE REPRESENTATIVE.**—

(A) **IN GENERAL.**—The labor organization certified by the Federal Labor Relations Authority on June 29, 2011, or a successor labor organization, shall be—

(i) treated as the exclusive representative of full- and part-time non-supervisory personnel of the Transportation Security Administration carrying out screening func-

tions under section 44901 of title 49, United States Code; and

(ii) the exclusive representative for the personnel described in clause (i) under chapter 71 of title 5, United States Code, with full rights under that chapter.

(B) **APPLICATION.**—Any collective bargaining agreement covering the personnel described in subparagraph (A)(i) that is in effect on the date of enactment of this Act shall remain in effect, consistent with paragraph (4).

(2) **CONSULTATION RIGHTS.**—

(A) **IN GENERAL.**—Not later than 7 days after the date of enactment of this Act, the Secretary shall consult with the exclusive representative for the personnel described in paragraph (1)(A)(i) under chapter 71 of title 5, United States Code, as well as appropriate labor associations that represent a substantial percentage of employees, on the formulation of plans and deadlines to carry out the conversion of covered employees and covered positions under this section.

(B) **PLANS.**—Before the conversion date, the Secretary shall provide (in writing) to the exclusive representative and labor associations described in subparagraph (A) the plans for how the Secretary intends to carry out the conversion of covered employees and covered positions under this section, including with respect to such matters as—

(i) the anticipated conversion date; and

(ii) measures to ensure compliance with subsections (b) and (c).

(3) **REQUIRED AGENCY RESPONSE.**—If any views or recommendations are presented under paragraph (2) by the exclusive representative, or the labor associations described in that subsection, the Secretary shall—

(A) consider the views or recommendations before taking final action on any matter with respect to which the views or recommendations are presented; and

(B) provide the exclusive representative and those labor associations a written statement of the reasons for the final actions to be taken.

(4) **SUNSET PROVISION.**—The provisions of this subsection shall cease to be effective as of the conversion date.

(e) **NO RIGHT TO STRIKE.**—Nothing in this section may be considered—

(1) to repeal or otherwise affect—

(A) section 1918 of title 18, United States Code (relating to disloyalty and asserting the right to strike against the Government); or

(B) section 7311 of title 5, United States Code (relating to loyalty and striking); or

(2) to otherwise authorize any activity that is not permitted under either provision of law cited in paragraph (1).

(f) **RULE OF CONSTRUCTION WITH RESPECT TO CERTAIN CRIMES RELATING TO TERRORISM.**—Nothing in this section may be construed to contradict chapter 113B of title 18, United States Code, including with respect to—

(1) section 2332b (relating to acts of terrorism transcending national boundaries);

(2) section 2339 (relating to harboring or concealing terrorists); and

(3) section 2339A (relating to providing material support to terrorists).

(g) **REPORT BY GAO REGARDING TSA RECRUITMENT.**—

(1) **IN GENERAL.**—Not later than 1 year after the date of enactment of this Act, the Comptroller General of the United States shall submit to Congress a report on the efforts of the Administrator regarding recruitment, including recruitment efforts relating to—

(A) veterans and the dependents of veterans; and

(B) members of the Armed Forces and the dependents of those members.

(2) **CONTENTS.**—The report required under paragraph (1) shall include recommendations regarding how the Administrator may improve the recruitment efforts described in that paragraph.

(h) **SENSE OF CONGRESS.**—It is the sense of Congress that—

(1) the personnel system of the Transportation Security Administration provides insufficient benefits and workplace protections to the workforce that secures the transportation systems of the United States; and

(2) the workforce of the Transportation Security Administration should be provided protections and benefits under title 5, United States Code.

(i) **FEDERAL AIR MARSHAL SERVICE.**—The Administrator shall—

(1) implement in-person or remote (by means of telecommunications) mental health programs at each field office of the Federal Air Marshal Service that offer, at a minimum, confidential and direct psychiatric counseling; and

(2) consult with appropriate labor associations that represent a substantial percentage of Federal Air Marshal Service employees regarding, with respect to those employees—

(A) mental health;

(B) suicide rates;

(C) morale and recruitment;

(D) equipment and training; and

(E) any other personnel issues the Administrator determines appropriate.

(j) **VETERANS HIRING.**—

(1) **DEFINITIONS.**—In this subsection, the terms “disabled veteran”, “preference eligible”, and “veteran” have the meanings given the terms in section 2108 of title 5, United States Code.

(2) **PRIORITIZATION.**—The Secretary shall prioritize the appointment of veterans, including disabled veterans, and other preference eligibles, including widows and widowers of veterans, to covered positions.

(l) **PREVENTION AND PROTECTION AGAINST CERTAIN ILLNESS.**—The Administrator, in coordination with the Director of the Centers for Disease Control and Prevention and the Director of the National Institute of Allergy and Infectious Diseases, shall ensure that covered employees are provided proper guidance regarding prevention and protections against coronavirus, including appropriate resources.

**SA 4526.** Mr. SULLIVAN submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title XII, add the following:

**SEC. 1253. BRIEFING ON SYNCHRONIZATION OF IMPLEMENTATION OF PACIFIC DETERRENCE INITIATIVE AND EUROPEAN DETERRENCE INITIATIVE.**

(a) **BRIEFING.**—Not later than 180 days after the date of the enactment of this Act, the Deputy Secretary of Defense shall provide to the congressional defense committees a briefing on the synchronization of the processes used to implement the Pacific Deterrence Initiative with the processes used to implement the European Deterrence Initiative, including—

(1) the allocation of fiscal topline in the program objective memorandum process to